

STAND. COM. REP. NO. 2217

Honolulu, Hawaii

FEB 12 2014

RE: S.B. No. 2658
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committees on Energy and Environment and Agriculture, to which was referred S.B. No. 2658 entitled:

"A BILL FOR AN ACT RELATING TO SOLAR ENERGY, "

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require that solar energy facilities on agricultural lands with an overall productivity rating of class B or C occupy up to thirty, rather than ten, percent of the acreage of the parcel or two or more adjacent parcels having met certain county requirements; provided that the area occupied by the solar energy facilities in excess of twenty acres shall only be made available for agricultural activities compatible with the solar energy facilities; and
- (2) Require that solar energy facilities be removed from the land within twelve months when the facilities are no longer in operation.

Your Committees received testimony in support of this measure from the Hawaii Renewable Energy Alliance, The Pacific Resource Partnership, Blue Planet Foundation, Tin Roof Ranch, First Wind Solar Group, and one individual. Your Committees received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Agriculture; Land Use Commission; and Office of Planning.



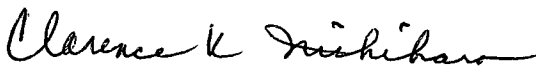
Your Committees find that renewable energy development is essential to Hawaii's energy security. Allowing solar energy facilities within the agricultural district furthers and is consistent with the purposes, standards, and criteria of uses within agricultural lands, while increasing Hawaii's energy self-sufficiency and food security.

Your Committees have amended this measure by:

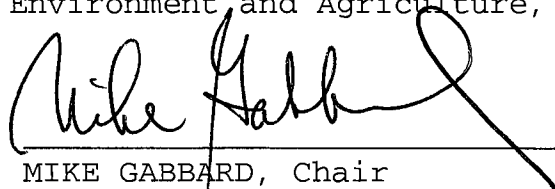
- (1) Clarifying that where the area occupied by a solar energy facility within an agricultural district with an overall productivity rating of class B or C is in excess of twenty acres, the area shall be made available for agricultural activities that are compatible with the solar energy facilities at a lease rate that is at least fifty percent below fair market rent for comparable properties; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Energy and Environment and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2658, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2658, S.D. 1, and be referred to the Committee on Water and Land.

Respectfully submitted on
behalf of the members of the
Committees on Energy and
Environment and Agriculture,



CLARENCE K. NISHIHARA, Chair



MIKE GABBARD, Chair



The Senate
Twenty-Seventh Legislature
State of Hawai'i

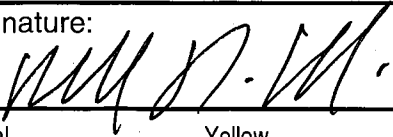
Record of Votes
Committee on Energy and Environment
ENE

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 2658</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">ENE/AGL, WTL</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/6/14</div>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
GABBARD, Mike (C)	<input checked="" type="checkbox"/>			
RUDERMAN, Russell E. (VC)	<input checked="" type="checkbox"/>			
CHUN OAKLAND, Suzanne	<input checked="" type="checkbox"/>			
IHARA, Jr., Les				<input checked="" type="checkbox"/>
SLOM, Sam				<input checked="" type="checkbox"/>
TOTAL	3			2
Recommendation: <div style="display: flex; justify-content: space-around; align-items: center;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-top: 10px;"> </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

*Only one measure per Record of Votes

The Senate
Twenty-Seventh Legislature
State of Hawai'i

Record of Votes
Committee on Agriculture
AGL

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Members	Aye	Aye (WR)	Nay	Excused
NISHIHARA, Clarence K. (C)	/			
KOUCHI, Ronald D. (VC)	/			
DELA CRUZ, Donovan M.	/			
ENGLISH, J. Kalani	/			
THIELEN, Laura H.				/
WAKAI, Glenn	/			/
SLOM, Sam				/
				/
TOTAL	5			2
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-top: 10px;">  </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

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